

9/26/66

7. APPLICATION FOR RIGHT-OF-WAY EASEMENT OVER SOVEREIGN LAND IN STEAMBOAT SLOUGH WITHIN THE CITY OF ALVISO; COUNTY OF SANTA CLARA - W.O. 4229, P.R.C. 3607.9.

After consideration of Calendar Item 22 attached, and upon motion duly made and unanimously carried, the following resolution was adopted:

THE EXECUTIVE OFFICER IS AUTHORIZED TO ISSUE TO THE COUNTY OF SANTA CLARA, IN CONSIDERATION OF THE PUBLIC USE AND BENEFIT, A RIGHT-OF-WAY EASEMENT FOR A TERM OF 49 YEARS, FOR THE CONSTRUCTION AND PROPER MAINTENANCE OF A PUBLIC ACCESS ROAD OR STREET OVER THE FOLLOWING-DESCRIBED LAND:

A PARCEL OF LAND IN THE BED OF STEAMBOAT SLOUGH SITUATE IN THE COUNTY OF SANTA CLARA, STATE OF CALIFORNIA, DESCRIBED AS FOLLOWS:

COMMENCING AT A POINT IN THE NORTHERLY EXTENSION OF THE EASTERLY LINE OF HOPE STREET 360.00 FEET NORTH OF THE NORTHERLY LINE OF ELIZABETH STREET, SAID POINT OF BEGINNING BEING ALSO THE NORTHERLY TERMINUS OF A COURSE SHOWN AS NORTH 82° 35' 30" WEST 215.00 FEET AND IN THE SOUTHERLY LINE OF THE STATE OF CALIFORNIA TIDELANDS LYING WITHIN STEAMBOAT SLOUGH AS SHOWN ON THAT CERTAIN AMENDED RECORD OF SURVEY RECORDED JULY 18, 1963, IN BOOK 163 OF MAPS AT PAGE 19, SANTA CLARA COUNTY RECORDS; THENCE ALONG THE BOUNDARY OF SAID STATE TIDELANDS WEST 30 FEET TO THE TRUE POINT OF BEGINNING OF THIS DESCRIPTION; THENCE WEST ALONG SAID BOUNDARY 70 FEET; THENCE LEAVING THE SOUTHERLY BOUNDARY AND PROCEEDING NORTH 68.81 FEET TO THE NORTHERLY BOUNDARY OF SAID STATE TIDELANDS; THENCE ALONG SAID NORTHERLY BOUNDARY S. 88° 30' 43" E. 70.02 FEET; THENCE LEAVING SAID BOUNDARY AND PROCEEDING SOUTH ACROSS STATE TIDELANDS 67.00 FEET TO THE TRUE POINT OF BEGINNING; CONTAINING 0.109 ACRE MORE OR LESS.

Attachment

Calendar Item 22 (1 page)

22.

APPLICATION FOR RIGHT-OF-WAY EASEMENT OVER SOVEREIGN LAND IN STEAMBOAT SLOUGH WITHIN THE CITY OF ALVISO; COUNTY OF SANTA CLARA - W.O. 4229.

The County of Santa Clara has requested a right-of-way easement over a 0.109-acre parcel of State sovereign land in Steamboat Slough within the City of Alviso for use as part of an access road to a proposed County-owned small boat marina (see Exhibit "A"). The access road will ultimately become an extension of North Hope Street in Alviso.

The area is part of 1.552 acres of sovereign land included in the marina project and covered by a separate application for a dredging permit (W.O. 6236). This involves clearing a channel across the westerly part of the State parcel and deposit of spoils on the remainder in order to provide dry land suitable for a future parking facility and for the access road. An application to lease the parking site will be submitted at a later date.

The County has applied for a U. S. Army Corps of Engineers navigational permit, and approval has been given.

The contiguous land to the north of the State land is owned by Santa Clara County. Property owners abutting the State land to the south have approved the project.

The road will be a public thoroughfare, and the consideration for the easement will therefore be the public use and benefit. The term of the easement will be 49 years.

IT IS RECOMMENDED THAT THE COMMISSION AUTHORIZE THE EXECUTIVE OFFICER TO ISSUE TO THE COUNTY OF SANTA CLARA, IN CONSIDERATION OF THE PUBLIC USE AND BENEFIT, A RIGHT-OF-WAY EASEMENT FOR A TERM OF 49 YEARS, FOR THE CONSTRUCTION AND PROPER MAINTENANCE OF A PUBLIC ACCESS ROAD OR STREET OVER THE FOLLOWING-DESCRIBED LAND:

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